

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re CSRBA) PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Case No. 49576) FOR FEDERAL RESERVED
)
) WATER RIGHT NO. 94-09519B

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724

SOURCE: See Attachment 1, Column A TRIBUTARY: See Attachment 1, Column B

Sources are located on National Forest System Land in the Upper Shoshone Creek subwatershed (HUC12 170103010301).

QUANTITY: The amount of water necessary to control and suppress forest fires.

PRIORITY DATE: 01/03/1929

POINT OF DIVERSION: See Attachment 1, Columns C through G

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE
	Administrative-Fire Suppression	01/01 - 12/31

PLACE OF USE: National Forests in Idaho and the Kaniksu, Lolo and Kootenai National Forests in Montana.

See Attachment 2.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is limited to the intermittent diversion and use of water for the purpose of suppressing wildfires. This water right shall not be used as a basis to prevent the future appropriation of water.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Idaho Code § 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above partial judgment it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above partial judgment is a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Eric J. Wildman
Presiding Judge of the
Coeur d'Alene-Spokane River Adjudication

Attachment 1

	A	B	C	D	E	F	G
01	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY CODE AND NUMBER
02	Shoshone Creek	North Fork Coeur d'Alene River	51N	04E	04	NENW	L 3
03	Unnamed Stream	Shoshone Creek	51N	04E	04	NENW	L 3
04	Unnamed Stream	Shoshone Creek	51N	04E	04	NWNW	L 4
05	Unnamed Stream	Shoshone Creek	51N	04E	04	NWSW	
06	Unnamed Stream	Shoshone Creek	51N	04E	04	SWSW	
07	Rampike Creek	Shoshone Creek	52N	04E	28	NWNW	
08	Rampike Creek	Shoshone Creek	52N	04E	28	NWSW	
09	Unnamed Stream	Rampike Creek	52N	04E	28	NWSW	
10	Rampike Creek	Shoshone Creek	52N	04E	28	SWNW	
11	Unnamed Stream	Rampike Creek	52N	04E	28	SWNW	
12	Cabin Creek	Shoshone Creek	52N	04E	28	SWSE	
13	Rampike Creek	Shoshone Creek	52N	04E	28	SWSW	
14	Cabin Creek	Shoshone Creek	52N	04E	33	NENW	
15	Pine Flat Creek	Shoshone Creek	52N	04E	33	NENW	
16	Rampike Creek	Shoshone Creek	52N	04E	33	NENW	
17	Shoshone Creek	North Fork Coeur d'Alene River	52N	04E	33	NENW	
18	Shoshone Creek	North Fork Coeur d'Alene River	52N	04E	33	NESW	
19	Unnamed Stream	Shoshone Creek	52N	04E	33	NESW	
20	Cabin Creek	Shoshone Creek	52N	04E	33	NWNE	
21	Chute Creek	Shoshone Creek	52N	04E	33	SENE	
22	Cabin Creek	Shoshone Creek	52N	04E	33	SENW	
23	Shoshone Creek	North Fork Coeur d'Alene River	52N	04E	33	SENW	
24	Shoshone Creek	North Fork Coeur d'Alene River	52N	04E	33	SESW	
25	Pine Flat Creek	Shoshone Creek	52N	04E	33	SWNW	
26	Chute Creek	Shoshone Creek	52N	04E	33	SWSE	
27	Pipe Creek	Shoshone Creek	52N	04E	33	SWSE	
28	Shoshone Creek	North Fork Coeur d'Alene River	52N	04E	33	SWSE	
29	Pipe Creek	Shoshone Creek	52N	04E	34	NWSE	
30	Pipe Creek	Shoshone Creek	52N	04E	34	NWSW	
31	Pipe Creek	Shoshone Creek	52N	04E	34	SWSW	

